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Attorney for KAI YU and
BONEPHARM, INC.
Defendants

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GIANTCEUTICAL, INC. dba BIOCALTH
INTERNATIONAL, INC., a California
Corporation; and BEIJING JUNENG ASIA
PACIFIC LIFE SCIENTIFIC RESEARCH
CENTER, a Chinese business entity,

Plaintiffs,

vs.

BONEPHARM, INC., a California
corporation; KAI YU, an individual; QINGQI
CHEN, an individual; JUSHENG LU, an
individual; CHUNHUA LI, an individual;
GRUICHAD FU, an individual; AMY JIE
BING LU, an individual; JIN YUAN MAI, an
individual; and DOES 1 through 20, inclusive,

Defendants.

CASE NO.: C 04-04495 MMC

JOINT STIPULATION VACATING
DEFAULT THIS COURT ENTERED
AGAINST DEFENDANT KAI YU AND
DEFENDANT BONEPHARM.

~~PROPOSED~~ ORDER

Before Hon. Maxine M. Chesney

WHEREAS on May 10, 2005, the Clerk of the United States District Court for the
Northern District of California entered default of defendant BonePharm, Inc., a California
corporation;

1 WHEREAS on May 24, 2005, the Clerk of the United States District Court for the
2 Northern District of California entered default of defendant Kai Yu;

3 WHEREAS defendants Kai Yu and BonePharm, Inc. have since retained the Law Offices
4 of Jason J. Lee & Associates of Pasadena, California, to represent them in the instant lawsuit.
5 Specifically, the afore-mentioned two defendants, through their attorney Jason J. Lee, Esq.,
6 expressed to Plaintiffs their desire that parties stipulate to a set aside of the defaults the Clerk of
7 this Court has entered against both defendants so that both defendants can answer Plaintiffs'
8 claims contained in the complaint;
9

10 WHEREAS Plaintiffs have duly deliberated the issue and agreed to stipulate to a set-
11 aside of the default the Court has entered against both BonePharm, Inc. and Kai Yu.
12

13 IT IS HEREBY STIPULATED between Plaintiffs Giantceutical, Inc., dba BioCalth
14 International, Inc., Beijing Juneng Asia Pacific Life Scientific Research Center, and Defendants
15 Kai Yu and Bonepharm, Inc. that the default the Clerk of this Court entered against Kai Yu and
16 Bonepharm, Inc. is to be vacated.
17

18 IT IS AGREED TO AND STIPULATED BY:
19

20 DATED: July 28, 2005
21

MACPHERSON KWOK CHEN & HEID LLP
22

23 By: ____/s/_____
24

Clark S. Stone
25

Attorneys for Plaintiffs
26

Giantceutical, Inc., dba BioCalth International, Inc.,
Beijing Juneng Asia Pacific Life Scientific
Research Center
27
28

1 DATED: July 28, 2005

LAW OFFICES OF JASON J LEE & ASSOCIATES

2
3 By: ____/s/____

4 Jason J. Lee, Esq., Attorney for
5 Defendants Bonepharm, Inc. & Kai Yu

6 ATTESTATION OF SIGNATURE

7 (General Order 45)

8 Pursuant to N.D. Cal. General Order 45, I hereby attest that concurrence in the filing of
9 the document has been obtained from each of the other signatories and I have on file all
10 holographic signatures for any signatures indicated by a "conformed" signature (/s/) within this
11 efiled document:
12

13 Dated: July 28, 2005

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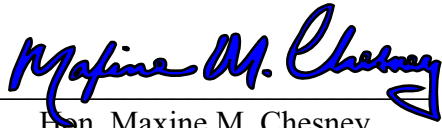
14
15 By: ____/s/____

16 Jason J. Lee, Esq.

17
18
19 ~~[PROPOSED ORDER]~~

20
21 PURSUANT TO THE ABOVE STIPULATION AND GOOD CAUSE APPEARING, IT
22 IS SO ORDERED.

23
24 DATED: August 5, 2005

25 By: 
Hon. Maxine M. Chesney
JUDGE OF THE DISTRICT COURT